

1 REQT

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Attorneys for Defendant Aces High Management, LLC d/b/a Saddle West Hotel, Casino and RV Resort

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

KATHLEEN McDERMED,

Plaintiff,

vs.

**ACES HIGH MANAGEMENT d/b/a
SADDLE WEST HOTEL, CASINO and RV
RESORT; ROE CORPORATIONS I-X,
inclusive, and JOHN DOES I-X, inclusive,**

Defendants.

CASE NO.: 2:10-cv-1087-RLH-LRL

REQUEST FOR EXCEPTION

Pursuant to this Court's July 8, 2011 Order Scheduling Settlement Conference, Defendant Aces High Management, LLC d/b/a Saddle West Hotel, Casino and RV Resort respectfully request an exception to the Settlement Conference Attendance requirements. Saddle West is insured pursuant to a policy of insurance issued by American Zurich Insurance Company. See Exhibit 1, Common Policy Declarations. The policy is subject to a self-insured retention of \$100,000.00. See Exhibit 2, Self-Insured Retention Endorsement. Approximately \$75,000.00 remains of the self-insured retention. Settlement decisions within the self-insured retention will be made by Saddle West. Saddle West

1 representative Don Hampton will attend the settlement conference in person. Saddle West
2 would request that the American Zurich representative, Jani Lehane be allowed to attend th
3 settlement conference via telephone.

4 DATED this 18th day of August, 2011.

5 **LEWIS BRISBOIS BISGAARD & SMITH, LLP**

6 */s/ M. Craig Murdy*

7 _____
M. Craig Murdy

8 Attorneys for Defendant Aces High Management, LLC
9 d/b/a Saddle West Hotel, Casino and RV Resort

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11 **CERTIFICATE OF MAILING**

12 Pursuant to NRCP 5(b), I certify that I am an employee of LEWIS BRISBOIS
13 BISGAARD & SMITH, and that on this 18th day of August, 2011, an electronic copy of the
14 foregoing **REQUEST FOR EXCEPTION** was served on the person identified below **via the**
15 **U.S. District Court file and serve program:**

16
17 Cal J. Potter, III, Esq.
18 John C. Funk, Esq.
19 Potter Law Offices
20 1125 Shadow Lane
21 Las Vegas, NV 89102

22 */s/ Becky Finnell*

23 _____
24 Employee of Lewis Brisbois Bisgaard & Smith, LLP
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6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 KATHLEEN McDERMED,

9 Plaintiff,

10 vs.

11 ACES HIGH MANAGEMENT d/b/a
12 SADDLE WEST HOTEL, CASINO and RV
13 RESORT; ROE CORPORATIONS I-X,
inclusive, and JOHN DOES I-X, inclusive,

14 Defendants.

CASE NO.: 2:10-cv-1087-RLH-LRL

ORDER

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16
17 THIS MATTER having come before the Court on a Request for Exemption and good
18 cause appearing,

19 IT IS HEREBY ORDERED allowing American Zurich representative, Jani Lehane, to
20 attend the August 26, 2011 Settlement Conference via telephone.

21 DATED: 8-19-11

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23 

24 U.S. Magistrate Judge